



CITY OF HOUSTON

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June 10, 2014

9392219



Mr. Gary Moore (6SF-PR)
U.S. Environmental Protection Agency Region 6
1445 Ross Ave., Suite 1200
Dallas, TX 75202-2733

Re: Request for Documents

Dear Gary:

Per your request to Donald Richner of the City's Bureau of Pollution Control and Prevention (BPCP), I am enclosing CDs with documents the City has previously produced defending a suit by CES Environmental Services, Inc. (CES). Although CES is presently in Chapter 7 Bankruptcy, the Trustee has refused to dismiss the case. It remains on administrative hold in the U.S. District Court for the Southern District of Texas, Houston Division, Civil Action No. H-09-3620.

I am also including a table that summarizes all BPCP inspections from Feb. 2009 to May 2014.

Specifically, the CDs contain:

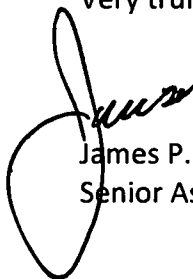
- Disk 1:
 - Depositions of CES employees and officers: Jose Acosta, Joy Baker, Dan Bowman, Greg Bowman, Matt Bowman, Pat Bowman, Clint Hopkins, and Prabhaker Thangudu.
 - First part of April 5, 2010 City of Houston (COH) production
 - Containing pages 1-2552, and pages 3000-6098
 - Pages not included are either due to a gap in numbering or privileged
 - Book 8, pages 4867-4952, contains the pre-2010 NOV's and citations
 - Table summarizing BPCP inspections and whether each one resulted in a NOV. This table has been updated to cover the period of Feb. 2009 to May 2014.
- Disk 2:
 - Second part of April 5, 2010 COH production
 - Containing pages 6818-7472

- Disk 3:
 - Third part of April 5, 2010 COH production
 - Containing pages 7473-10701
 - April 26, 2010 COH Production
 - May 7, 2010 COH Production

An earlier phase of this litigation involved CES' violations of their Industrial Waste Water Permit and subsequent termination of that permit. These documents were not included. Also, note that BPCP was formerly known as the Bureau of Air Quality Control (BAQC).

If USEPA requires any additional documents, please contact me. Subject to the above pending litigation, we will do our best to accommodate you.

Very truly yours,



James P. Cargas
Senior Assistant City Attorney